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BEFORE THE DIVISION OF MEDICAL QUALITY BOARD OF MEDICAL QUALITY ASSURANCE DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Accusation Against:

SEYMOUR ALLAN HURVITZ, M.D. Certificate No. G-3690

D-2250 L-18015

Respondent.

ORDER OF REMAND

In compliance with a Peremptory Writ of Mandamus issued by the Los Angeles Superior Court, the Division of Medical Quality makes the following orders:

- 1. The Division's decision in this case dated September 10, 1981, is hereby ordered set aside. The respondent's certificate No. G-3690 is hereby ordered reinstated until such time as the cause has been redetermined.
- 2. This case is ordered remanded to Kenneth Cameron, the Administrative Law Judge who heard the case, to redetermine the cause by using the standard of proof enunciated in Ettinger vs. BMQA (1982) 135 CA 3rd 853, which is clear and convincing proof to a reasonable certainty.

DIVISION OF MEDICAL QUALITY BOARD OF MEDICAL QUALITY ASSURANCE

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Dated: January 12, 1983

By: MILLER MEDEARIS

Secretary-Treasurer